

**BEFORE:** Joseph F. Bianco U.S.D.J

**DATE:** 4/13/2015

**TIME:** 1:30 P.m.

**TIME IN COURT:** 45 minutes

**DOCKET #:** CR 10-74

**CAPTION:** USA v. Jeremias Exequiel Amaya

**CRIMINAL CAUSE FOR SENTENCING**

**APPEARANCES:**

**Defense Counsel:** Richard B. Lind  
Joshua Dratel

**Defendant:** Jeremias Exequiel Amaya

X Present      Not Present  
X CJA Retained      Federal Defenders

X Present      Not Present  
     On Bond X In Custody

**Government:** John Durham

**Interpreter:** Maya Grey (Spanish)

**Court Reporter:** Paul Lombardi

**COURTROOM DEPUTY:** Michele Savona

X Case called.

X Counsel for parties present.

     Fatico Hearing held

X Sentencing held.

     Sentencing on Restitution is set for   //12 at 4:30 p.m.

X Statements of defendant and counsel heard.

**IMPRISONMENT:**

X The defendant is sentenced to: 120 on Count 55 of the Fourth Superseding Indictment.

X To be followed by 3 years of supervised release.

X Special conditions of supervised release are as follows: 1. The defendant shall not possess a firearm, ammunition, destructive device, or any other dangerous weapon.

2. The defendant shall comply with the Order of Restitution.

3. The defendant shall make full financial disclosure, as directed, to the Probation Department.

4. The defendant shall not associate in person, through mail, electronic mail or telephone with any individual with an affiliation to any organized crime groups, gangs or any other criminal enterprise; nor shall the defendant frequent any establish, or other locale where these groups may meet pursuant, but not limited to, a prohibition list provided by the Probation Department.

5. If deported, the defendant shall not re-enter the United States illegally.

☐ As a special condition of supervised release if the defendant leaves the country either voluntarily or involuntarily and re-enters illegally he/she will be deemed a violator thereof.

☒ The defendant is remanded to the custody of the US Marshal.

☐ The defendant shall surrender //12.

☐ The court makes the following recommendation to the Bureau of Prisons: ☐

**PROBATION:**

☐ The defendant is sentenced to: \_\_\_\_\_

☐ Special conditions of probation: \_\_\_\_\_

☐ During the term of probation the court will not consider any travel request except for work or family emergencies.

**FINE, RESTITUTION & SPECIAL ASSESSMENT:**

☐ The defendant is ordered to pay a fine in the sum of: \$\_\_\_\_\_

☐ The fine is payable: \_\_\_\_\_

☒ The fine is waived based on the defendant's inability to pay.

☒ Restitution is ordered: \$8,211.00, due immediately and payable at a rate of \$25 per quarter while in custody, and at a rate of 10% of gross income per month while on supervised release, with interest payment to be waived.

☒ Special assessment is imposed in the sum of: \$100.00

☒ All open counts are dismissed on the motion of the Government.

☒ The defendant is advised of his right to appeal.

☒ OTHER: See judgment for additional special conditions and details. Plea transcript unsealed.